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Attorney for Defendant  
JOHN A. CHIANG  
d/b/a "FCB INTERNATIONAL"

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT  
OF THE STATE OF CALIFORNIA  
OAKLAND COURTHOUSE

HUATAI USA, LLC

Plaintiff,

v.

JOHN A. CHIANG d/b/a  
"FCB INTERNATIONAL"

Defendants.

Civil Action No. C11-01855 PJH

STIPULATION EXTENDING TIME  
FOR DEFENDANT JOHN CHIANG,  
d/b/a "FCB INTERNATIONAL" TO  
FILE ANSWER TO FIRST AMENDED  
COMPLAINT

Overview

Plaintiff's First Amended Complaint alleges breach of contract and seeks replevin of certain products shipped to mainland China. Defendant filed a Rule 12 Motion to Dismiss the First Amended Complaint and a hearing was held on October 12, 2011. Defendant's motion was denied. The Court ordered Defendant to answer the First Amended Complaint within 21 days of the date of the Court's order, or November 2, 2011.

Defendant seeks additional time within which to answer the First Amended Complaint. Therefore, pursuant to Civil Local Rule 6-1(b) the parties hereby make a stipulated request for an order extending the time within which Defendant may answer the First Amended Complaint.

1 Defendant's counsel requires additional time to review the complex issues relating to Plaintiff's  
2 claims and Defendant's potential counterclaims in light of the Court's ruling on Defendant's Rule  
3 12 Motion to Dismiss.

4 The parties stipulated and on July 1, 2011, the Court granted an extension of time for  
5 Defendant to answer the First Amended Complaint until after the hearing and ruling on  
6 Defendant's 12 Motion to Dismiss.

7 An initial case management conference by phone is set in this action for November 17,  
8 2011. The agreement between the parties to extend time for Defendant to answer will not alter  
9 the date of any event or any deadline already fixed by Court order.

10 WHEREFORE IT IS AGREED AND STIPULATED AS FOLLOWS:

11 1) Defendant John Chiang, d/b/a "FCB International" may file an answer to the First  
12 Amended Complaint at any time up to and including November 7, 2011.

13 IT IS SO STIPULATED.

14 Dated: \_\_\_\_\_ /s/  
15 SIOBHAN COLE  
16 Attorney for Plaintiff  
17 HUATAI USA, LLC

18 Dated: \_\_\_\_\_ /s/  
19 RICHARD DUANE  
20 Attorney for Defendant  
21 JOHN CHIANG, d/b/a "FCB INTERNATIONAL"

22 SO ORDERED.

23 Dated: 11/1/11 \_\_\_\_\_

